

**RESOLUTION NO. 74851**

**A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSÉ AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO EXECUTE, ON BEHALF OF THE CITY, A DEED QUITCLAIMING ANY PROPERTY INTEREST OR FIRST RIGHT OF REFUSAL IN ASSESSOR PARCEL NO. 660-19-007**

**WHEREAS**, the property for which a quitclaim is being sought is located at 3761 Yerba Buena Road; and

**WHEREAS**, in 1981, the Wool family divided their property into Parcel “A” (28 acres) and Parcel “B” (1.6 acres) and sold Parcel “A” to Syntax, Inc., granting a right of first refusal to purchase Parcel “B” from Robert and Felicia Wool; and

**WHEREAS**, in 1989, Syntax Inc. conveyed four acres of Parcel A to the City of San José (“City”), the remaining portion of Parcel “A” owned by Syntax, Inc was never developed and no document was ever recorded by Syntax, Inc. which expressly relinquished the first right of refusal to Parcel “B”; and

**WHEREAS**, the heirs of Robert and Felicia Wool wish to sell Parcel “B” and have approached the City requesting a quitclaim to clear title to Parcel “B,” to avoid a potential quiet-title claim; and

**WHEREAS**, the City desires to execute a quitclaim of any rights that the City may have to Assessor Parcel No. 660-19-007 to help clear title for the heirs of Robert and Felicia Wool;

**NOW, THEREFORE,** BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSÉ THAT:

The Director of Public Works is hereby authorized to execute a deed quitclaiming any property interest or first right of refusal which the City may have in Assessor Parcel No. 660-19-007, and that was granted to a prior owner.

ADOPTED this 7th day of April, 2009, by the following vote:

AYES: CAMPOS, CHU, CONSTANT, HERRERA, KALRA,  
LICCARDO, NGUYEN, OLIVERIO, PYLE; REED.

NOES: NONE.

ABSENT: CHIRCO.

DISQUALIFIED: NONE.

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CHUCK REED  
Mayor

ATTEST:

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LEE PRICE, MMC  
City Clerk